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Veronica L. Manolio, SBN 020230

Attorneys for Tucker Defendants, Counterclaimants,

and Third-Party Claimants

IN THE UNITED STATES DISTRICT COURT

IN AND FOR THE DISTRICT OF ARIZONA

Labor Smart, Inc.

Plaintiff,

v.

Jason and Melissa Tucker,

Defendants.

And related Counterclaims
and Third-Party Claims.

Case No. 2:22-cv-00357-PHX-JJT

**APPLICATION FOR ENTRY
OF DEFAULT**

(Before the Honorable J. Tuchi)

TO: CLERK OF THE U.S. DISTRICT COURT FOR THE DISTRICT OF ARIZONA

Pursuant to Rule 55(a), Federal Rules of Civil Procedure, Third-Party Claimants

Jason and Melissa Tucker hereby request that the Clerk enter the default of Third-Party

Defendant NextGen Beverages, LLC on grounds that this Third-Party Defendant has

failed to timely answer or otherwise respond to the Third-Party Complaint filed against it.

This Third-Party Defendant was properly served, and the entry of Default is now

appropriate. This request is supported by the attached Sworn Affidavit of counsel,

Veronica L. Manolio, as **Exhibit A** here.

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1 RESPECTFULLY SUBMITTED this 22nd day of August, 2024.

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3 **MANOLIO & FIRESTONE, PLC**

4 By: /s/ Veronica L. Manolio
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8 *Attorney for the Tucker Defendants,*
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